AUG 1 5 2005

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Atty. Dkt. No. ABI1460-2 (071243-1301)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Desai and Soon-Shiong

Title:

NOVEL FORMULATIONS OF PHARMACOLOGICAL AGENTS,

METHODS FOR THE

PREPARATION THEREOF AND

METHODS FOR THE USE

THEREOF

Appl. No.:

09/446,783

Filing Date: 05/16/2002

Examiner:

HARTLEY

Art Unit:

1616

INFORMATION DISCLOSURE STATEMENT **UNDER 37 CFR §1.56**

Mail Stop Amendment-IDS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. The documents identified herein were cited during prosecution of commonly assigned cases directed to related subject matter.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below. Stephen E. Reiter (Printed Name) (Signature)

antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

RELEVANCE OF EACH DOCUMENT

All of the documents are in English.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

FEE

A fee in connection with submission of an information disclosure statement under 37 CFR §1.97(c) in the amount of \$180.00 in accordance with 37 CFR §1.17(p) is attached.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date 3/10/6

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Approved for use through 10/31/2002. OMB 0651-0031

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INFORMATION DISCLOS	URE	Application Number	09/446,783			
INFORMATION DISCLOS STATEMENT BY APPLIC AUG 1 5 2003	ANT	Filing Date	May 16, 2002			
! AUG 1 5 2003 7		First Named Inventor	Desai and Soon-Shiong			
> 1		Group Art Unit	1616			
(use as many sheets as necessary)		Examiner Name	Hartley			
Sheet TRADAN of	1	Attorney Docket Number	ABI1460-2 (071243-1301)			

				U.S. PATENT DOCUMENTS	·	
Examiner Cite No.1		U.S. Patent Document		N	Date of Publication of	Pages, Columns, Lines, Where Relevant
		Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear
	A1	4,861,579		Meyer, Jr. et al.	08-29-1989	
	A2	4,975,278		Senter et al.	12-04-1990	
	A3	5,415,869		Straubinger	05-16-1995	
	A4	5,565,478		Kohn	10-15-1996	

FOREIGN PATENT DOCUMENTS									
Examiner Cite Initials*	Cite	Foreign Patent Document				Name of Patentee or	Date of Publication of Cited Document	Pages, Columns, Lines, Where Relevant	
	No. ¹	Office ³	Number ⁴	Kind Coo (if know		Applicant of Cited Documents	MM-DD-YYYY	Passages or Relevant Figures Appear	T ⁶
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NON PATENT LITERATURE DOCUMENTS							
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶				
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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.